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11 Attorney for Leonard Earl Russell

12 **UNITED STATES DISTRICT COURT**

13 **DISTRICT OF NEVADA**

14 UNITED STATES OF AMERICA,

15 Plaintiff,

16 v.

17 LEONARD EARL RUSSELL,

18 Defendant.

19 Case No. 2:13-cr-00326-JCM-PAL

20 **STIPULATION TO CONTINUE
21 SUPERVISED RELEASE HEARING
(First Request)**

22 IT IS HEREBY STIPULATED AND AGREED, by and between United States
23 Attorney Nicholas A. Trutanich and Assistant United States Attorney and Travis Leverett,
24 counsel for the United States of America, and Federal Public Defender Rene L. Valladares and
25 Assistant Federal Public Defender Sylvia A. Irvin, counsel for the defendant Leonard E.
26 Russell, that the supervised release revocation hearing currently scheduled on January 20, 2021,
at 10:00am, be vacated and continued to a date and time convenient to the Court, but no sooner
than fourteen (14) days.

27 This Stipulation is entered into for the following reasons:

28 1. On December 14, 2020, Mr. Russell made his initial appearance on a summons
29 and a petition alleging violations of supervised release. ECF No. 53. Mr. Russell was
30 continued on release and his revocation hearing was set for January 20, 2021. *See id.*

1 2. On January 5, 2021, defense counsel learned that Mr. Russell was in the Clark
 2 County Detention Center (CCDC) due to an alleged violation of house arrest conditions
 3 related to a pending state court matter.

4 3. Mr. Russell's state public defender advised defense counsel that the state court
 5 was inclined to release Mr. Russell if he agreed to reside in the federal residential reentry
 6 center (RRC). Government counsel and U.S. Probation Officer King are agreeable to Mr.
 7 Russell residing in the RRC. However, Mr. Russell must first test negative for Covid-19
 8 before the RRC will officially accept him. A request has been made to CCDC to have him re-
 9 tested. Once he tests negative, Mr. Russell has agreed to sign a waiver modifying his
 10 conditions of supervised release so that he can reside in the RRC.

11 4. Defense counsel asks to continue the revocation hearing to allow time for Mr.
 12 Russell to be tested at CCDC, for the results to be returned and submitted to Probation and the
 13 RRC, for Mr. Russell to sign the waiver of his supervised release conditions, and for this
 14 Court to consider the modification.

15 5. Undersigned counsel has discussed this stipulation with government counsel
 16 and with Probation Officer King, and they do not oppose this stipulation.

17 6. Mr. Russell is in custody at CCDC, and he agrees to this stipulation
 18 This is the first request to continue the supervised release hearing.

19 DATED this 11th day of January, 2021.

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 21 RENE L. VALLADARES
 22 Federal Public Defender

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 24 NICHOLAS A. TRUTANICH
 25 United States Attorney

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 27 By /s/ Sylvia A. Irvin
 28 SYLVIA A. IRVIN
 29 Assistant Federal Public Defender

30
 31 By /s/ Travis Leverett
 32 TRAVIS LEVERETT
 33 Assistant United States Attorney

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

UNITED STATES OF AMERICA,
Plaintiff,
v.
LEONARD EARL RUSSELL,
Defendant.

Case No. 2:13-cr-00326-JCM-PAL

Based on the Stipulation of counsel and good cause appearing,

IT IS THEREFORE ORDERED that the Revocation Hearing currently scheduled on January 20, 2021, at the hour of 10:00 a.m., be vacated and continued to February 24, 2021 at the hour of 10:30 a.m.

DATED January 13, 2021.

UNITED STATES DISTRICT JUDGE